



MINUTES OF THE COMMON COUNCIL

TUESDAY, April 19, 2016, 7:00 P.M.

**COUNCIL CHAMBERS
Room 203, CITY HALL**

Roll call: Mayor James J. Schmitt, City Clerk Kris A. Teske, City Attorney Vanessa Chavez. Alderpersons: B. Dorff, T. DeWane, A. Nicholson, B. Galvin, D. Nennig, J. Moore, R. Scannell, C. Wery, G. Zima, M. Steuer, J. VanderLeest, T. Sladek. Excused: None.

Boy Scout Troop 1172 from Martin Elementary School led the Pledge of Allegiance.

Mayor Schmitt led the invocation.

ALDERPERSONS OATH OF OFFICE

The oath of office was administered by Municipal Court Judge Jerry Hanson.

ELECTION OF COMMON COUNCIL PRESIDENT

Moved by Ald. Nicholson, seconded by Ald. Steuer to nominate Ald. DeWane as Council President. Ald. DeWane accepted the nomination.

Moved by Ald. Steuer, seconded by Ald. Nennig to nominate Ald. Moore as Council President. Ald. Moore accepted the nomination.

Ald. DeWane was elected Council President on the first ballot.

ELECTION OF COMMON COUNCIL VICE-PRESIDENT

Moved by Ald. DeWane, seconded by Ald. Wery to nominate Ald. Steuer as Council Vice-President. Ald. Steuer accepted the nomination.

Moved by Ald. Scannell, seconded by Ald. Moore to nominate Ald. Nennig as Council Vice-President. Ald. Nennig accepted the nomination.

Ald. Steuer was elected Council Vice-President on the first ballot.

Moved by Ald. Sladek, seconded by Ald. Scannell to approve the minutes of the April 6, 2016, meeting. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Dorff to approve the agenda. Motion carried.

REPORT BY THE MAYOR

Mayor Schmitt stated that May is Foster Care Month. Steve Holschub, Leadership Green Bay and Gena Schupp, Brown County Human Services spoke of the need for foster homes. Brown County Human Services has partnered with the Leadership Green Bay group. The Mayor read a proclamation declaring May, 2016, as Foster Care Month.

The League of WI Municipalities will offer a training session on June 3 for new and current alderpersons.

On April 24, there will be an event called Eye Heart World Gala at the Meyer Theater to make people aware of human trafficking.

APPOINTMENTS

STANDING COMMITTEES

Finance & Personnel

Thomas Sladek
Thomas DeWane
Joe Moore
Mark Steuer

Improvement & Service & Parks

Andy Nicholson
Chris Wery
John VanderLeest
David Nennig

Protection & Welfare

William Galvin
Randy Scannell
Guy Zima
Barbara Dorff

Moved by Ald. Moore, seconded by Ald. Scannell to confirm the appointments to the Standing Committees.

It was determined that appointments could be confirmed by committee.

Moved by Ald. Nicholson, seconded by Ald. DeWane to confirm the appointments to the Improvement & Service and Park Committees. Motion carried.

Moved by Ald. Nicholson, seconded by Ald. Zima to appoint Ald. Galvin, Ald. Scannell and Ald. Dorff to the Protection & Welfare Committee.

Mayor Schmitt ruled this motion out of order because appointment by name was not allowed. Ald. Nicholson challenged the ruling.

A roll call vote was then taken on the ruling, an aye vote agreeing with the Mayor.

Roll call: Ayes: Dorff, Galvin, Moore, Scannell, Steuer, Sladek. Noes: DeWane, Nicholson, Nennig, Wery, Zima, VanderLeest. Motion tied with the Mayor casting the deciding aye vote.

Moved by Ald. Nicholson, seconded by Ald. Scannell to confirm the appointments to the Protection & Welfare Committee.

Roll call: Ayes: Dorff, Nicholson, Galvin, Nennig, Moore, Scannell, Steuer, Sladek.

Noes: DeWane, Wery, Zima, VanderLeest. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Moore to confirm the appointments to the Finance and Personnel Committees.

Moved by Ald. Nicholson, seconded by Ald. Zima to add another person to the Finance and Personnel Committees.

The Mayor ruled this motion out of order. Ald. Nicholson challenged the ruling.

A roll call vote was then taken on the ruling, an aye vote agreeing with the Mayor.

Roll call: Ayes: Dorff, Galvin, Moore, Scannell, Steuer, Sladek. Noes: DeWane, Nicholson, Nennig, Wery, Zima, VanderLeest. Motion tied with the Mayor casting the deciding aye vote.

A vote was then taken on the motion to confirm the appointments to the Finance and Personnel Committees.

Roll call: Ayes: Dorff, DeWane, Galvin, Nennig, Moore, Scannell, Steuer, Sladek.

Noes: Nicholson, Wery, Zima, VanderLeest. Motion carried.

BOARDS & COMMISSIONS

Annexation Commission

Andy Nicholson

Economic Development Authority

Thomas DeWane

Ethics Board

William Galvin

Historic Preservation Commission

Mark Steuer

Redevelopment Authority

Joe Moore

Traffic Commission

John VanderLeest

Transit Commission

Randy Scannell

Water Commission

Thomas Sladek

Green Bay Plan Commission

David Nennig

Moved by Ald. DeWane, seconded by Ald. Wery to replace John VanderLeest with Barbara Dorff on the Traffic Commission. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Steuer to confirm the appointments to the Boards & Commissions as amended.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Steuer, VanderLeest, Sladek. Noes: None. Motion carried with Ald. Zima abstaining.

CITY OFFICIALS

Assessor

City Attorney

City Clerk

Comptroller

Treasurer

Director of Parks, Recreation & Forestry

Director of Public Works

Community Services Director

Russell Schwandt

Vanessa Chavez

Kris Teske

Dawn Foeller

Diana Ellenbecker

Dawne Cramer

Steve Grenier

Kevin Vonck

Moved by Ald. Moore, seconded by Ald. Scannell to confirm the appointment of City Officials.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

APPOINTMENT BY THE MAYOR**Weed Commissioner**

Tony Fietzer- Effective May 1, 2016 to April 30, 2017

Moved by Ald. Nicholson, seconded by Ald. Scannell to confirm the appointment. Motion carried.

APPOINTMENTS BY THE PLANNING DIRECTOR**Building Inspector**

Paul Van Calster- Effective May 1, 2016 to April 30, 2018

Zoning Administrator

Paul Neumeyer- Effective May 1, 2016 to April 30, 2018

City Sealer

Bill Paape

Moved by Ald. DeWane, seconded by Ald. Moore to confirm the appointments. Motion carried.

RE-APPOINTMENTS BY THE MAYOR

Housing Authority

Sandra Popp

Bradley Hansen

Terms to expire March 1, 2021

Moved by Ald. Steuer, seconded by Ald. Wery to confirm the re-appointments. Motion carried.

RECOGNITION

The Mayor and Council recognized Dr. Neil McGarvey, a visiting scholar from Edinburg, Scotland.

PETITIONS & COMMUNICATIONS

ADVISORY COMMITTEE

Requests by Ald. VanderLeest for the following:

- A. Request for the \$5.4 million excess sales tax money to be returned directly to Green Bay City taxpayers in 2017 as a property tax credit on their property tax bill.
- B. Request the question to return the \$5.4 million excess sales tax money for property tax relief to be added as a referendum question on the August 9, 2016, primary election so Green Bay City residents can have the final say on this tax money.

FINANCE COMMITTEE

Request by Ald. Wery to allocate at least \$250,000 of 2015 surplus funds towards the Colburn Pool Project.

FINANCE COMMITTEE & LAW DEPARTMENT

Request by Ald. Steuer to study the possibility of having potential City projects and/or ongoing City projects listed on the City webpage for citizens to see and to understand.

IMPROVEMENT & SERVICE COMMITTEE

Applications for Tree & Brush Trimmer Licenses by the following:

- A. Consciously Fresh Tree Service
- B. S & D Tree Service

Applications for Concrete Sidewalk Builder's Licenses by the following:

- A. Evraets Concrete Construction, LLC
- B. Helmle Construction, Inc.
- C. Melnarik Concrete, Inc.

LAW DEPARTMENT

Request by Ald. Steuer and Dorff that any Class A, B, or C establishment that serves alcohol, beer, wine or other alcoholic beverages would be required to participate in the Brown County Tavern League "Safe Ride Program" or a similar service.

PLAN COMMISSION

Request by Ald. DeWane to make sure the cell tower on NEW Lutheran properties matches cosmetically with the neighborhood.

PROTECTION & WELFARE COMMITTEE

Application by Amanda Patterson to transfer her "Class B" Combination from 154 N. Broadway to 225 E. Walnut Street.

Request by the owners of Scoreboard Grille, 2511 W. Mason Street, to amend their liquor license to include an outdoor patio.

Appeal by Eric Olson to the denial of his Operator License application.

Appeal by Sabrina Murray to the denial of her Operator License application.

Request by Ald. Zima that the City consider prohibiting the sale of single cans or bottles of beer and single small bottles of alcohol from convenience stores and liquor stores.

Moved by Ald. Moore, seconded by Ald. VanderLeest to refer the petitions and communications to the appropriate Committee or Commission. Motion carried.

REPORTS FOR COUNCIL ACTION

REPORT OF THE GREEN BAY ECONOMIC DEVELOPMENT AUTHORITY MEETING
April 19, 2016

The Economic Development Authority having met on Wednesday, April 13, 2016 considered all matters on its agenda and wishes to report the following:

1. To approve the Planning Option Agreement for parcels 9-46 and 9-47 on Main Street.
2. To refer to staff communication from Ald. Steuer to look into inviting the 3rd U.S. Infantry Regiment from Fort Meyer, Virginia to Green Bay on August 7, 2016, to celebrate the 200th anniversary of the landing of American troops in the area.

Moved by Ald. Nicholson, seconded by Ald. Nennig to adopt the report with the exception of Item #1. Motion carried.

Moved by Ald. Moore, seconded by Ald. Scannell to adopt Item #1.

Moved by Ald. Zima, seconded by Ald. Nicholson to amend the option payment from \$10 to a \$500 non-refundable fee. Motion carried.

Moved by Ald. Sladek, seconded by Ald. Scannell to adopt Item #1 as amended. Motion carried.

REPORT OF THE GREEN BAY PLAN COMMISSION

April 19, 2016

The Green Bay Plan Commission, having met on Monday, April 11, 2016, considered all matters on its agenda and wishes to report and recommend the following:

1. To refer to the Law Department a request by Ald. Tom De Wane to bring forward all other changes (from State Budget) that were made during the last five years that may take control away from the City of Green Bay that we would normally have power over.
2. To receive and place on file a request by Ald. M. Steuer to allow the revocation of the grandfather clause that allows unpaved driveways and parking areas.
3. To receive and place on file a request by M. Ald. Steuer that City Planning, DPW, Parks and Police examine the County bicycle and pedestrian plan to look at ways to implement more lanes, with safety in mind, throughout the City (also referred to Improvement & Services Committee).
4. To receive and place on file a request by Ald. M. Steuer for the following:
 - A. A zoning map and short report showing the locations of R1, R2, R3, R4, and MF in the City and the percentage of each against the zoning district.
 - B. A land-use map and short report showing the locations of SF, 2F, and MF in the City and the percentage of each against the total land use.
5. To receive and place on file a request by Ald. Tim De Wane to reconsider the zoning code at the 1200 block of E. Mason Street.

6. To refer to Planning staff a request by Ald. J. Moore to eliminate all permit fees for private lead pipe service line upgrades through December 31, 2017.
7. To receive and place on file a request by Ald. C. Wery to amend the Comprehensive Plan to create a "Stadium Entertainment District" bordered by Ashland Avenue, Lombardi Avenue, Holmgren Way, and the border with Ashwaubenon.
8. To hold the rezoning from Highway Commercial (C2) District & Office Residential (OR) District to Downtown (D1) District and authorize a Conditional Use Permit (CUP) for a Gas Station / Convenience Store at 515 W. Walnut St. / 113 S. Maple Street.
9. To hold the request for a Conditional Use Permit (CUP) to authorize a two-family dwelling in a Low Density Residential (R1) District located along the northwest corner of Deckner Avenue & Lorraine Terrace, the 2600 Block of Deckner Avenue.
10. To vacate an unimproved roadway, Camel Court, subject to the following condition:
 - A. Vacated Camel Court shall be re-dedicated to the City for right-of-way through the platting process under application CP 16-03.
11. To hire Vierbicher to complete the Stadium Entertainment District (Uptown) Master Plan.
12. To recommend Council set aside funding for the Velp Avenue Corridor/Brownfield Redevelopment Plan

Moved by Ald. Nicholson, seconded by Ald. Dorff to adopt the report with the exceptions of Items #1 and #7. Motion carried.

Mayor Schmitt wished to make a full disclosure that he and his wife, Dona, own a parcel in the Stadium District. It is on his Economic Interest Statement.

Moved by Ald. DeWane, seconded by Ald. Scannell to adopt Item #1. Motion carried.

Moved by Ald. Scannell, seconded by Ald. DeWane to adopt Item #7. Motion carried.

REPORT OF THE GREEN BAY REDEVELOPMENT AUTHORITY

April 19, 2016

The Green Bay Redevelopment Authority, having met on Tuesday, April 12, 2016, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve a six-month planning option with Swell Space, LLC for the property located at 227 E. Walnut Street and 109 N. Adams Street (Parcels 12-118, 12-119, and 12-122).

2. To approve a six-month planning option with Rootwi, LLC for the property located at the 900 block of Cedar Street and 901, 907, and 913 Main Street, contingent on Economic Development Authority approval for Parcels 9-47 and 9-46.
3. To approve funding not to exceed \$40,000 from TID 7 to hire Vierbicher to complete the Stadium Entertainment District Master Plan.
4. INFORMATIONAL ONLY - To purchase 716 Mather Street for \$15,000 using Neighborhood Enhancement Funds.
5. INFORMATIONAL ONLY - To approve allocation up to \$70,000 of Neighborhood Enhancement funds for beautification of medians along high traffic corridors.
6. The Redevelopment Authority approved a budget for the 2016 Annual Action Plan for use of Community Development Block Grant and HOME funds. The budget and plans were recommended to the Common Council at its March 15, 2016, meeting. The budget and plans were adopted by Common Council and published to allow a 30-day comment period. The comment period ended and no comments were received. A summary of the approved budget, as included in the plans, is attached. The Redevelopment Authority is recommending final approval of the plans.

Moved by Ald. Scannell, seconded by Ald. Steuer to adopt the report with the exception of Item #2. Motion carried.

Moved by Ald. Scannell, seconded by Ald. Steuer to amend Item #2 encompassing the \$500 option payment. Motion carried.

REPORT OF THE ADVISORY COMMITTEE

April 15, 2016

The members of the Advisory Committee, having met on Thursday, April 14, 2016, considered all matters on its agenda and wish to report and recommend the following:

1. To refer to staff the request by Ald. Zima that the Advisory Committee review and possibly change the City's policy regarding communications for referrals from the public. Staff to prepare appropriate policy for all citizens to submit communications to the Mayor & Common Council and be distributed to appropriate committees.
2. To receive and place on file the request by Ald. Tim DeWane, in fairness to fellow Council members, to review outbursts from the crowd/attendees, with possible action.

3. To receive and place on file the request by Ald. Zima, on behalf of the residents of Green Bay, that the Public Works Department make a comprehensive study of the storm water sewer system in Green Bay and further that the department provide for council consideration an estimate of the cost of updating our sewer system to resolve the ongoing water problems that continue to plaque numerous neighborhoods. (also referred to I&S)
4. To refer to I&S the request by Ald. Tom DeWane to review snow plowing procedures. Report to Committee following meeting with operators.
5. To establish by ordinance that the Council President in consultation with the Vice President appoint the slate of nominees for standing committees.

Moved by Ald. DeWane, seconded by Ald. Scannell to adopt the report. Motion carried.

REPORT OF THE FINANCE COMMITTEE APRIL 19, 2016

The Finance Committee having met on Tuesday, April 12, 2016, considered all matters on its agenda and wishes to report and recommend the following:

1. To approve the request by the City Assessor to cancel certain real and personal property taxes.
2. To approve the request made by Ald. Zima to pay property taxes on behalf of St. Patrick's Church on 505-515 Clinton Street not to exceed \$4,200.
3. To approve the request by Ald. Tom DeWane, on behalf of Scott Vanidestine, to fund up to 18 utility belts for the Police Explorer Program to be used for training competition at a cost not to exceed \$5,000 with funds coming from the 2015 carry over money.
4. To approve the request by the Purchasing Manager to award the purchase of 28 automated external defibrillators (AED) to the lost cost vendor, SOS Technologies, for a cost of \$35,324.
5. To approve the request made by Ald. Chris Wery to live stream City Council meetings contingent upon the County paying 50% of the \$4,000 one-time fee.
6. To hold the request by Ald. Steuer to check and correct links on the City website, to improve search and navigation methods, and to enter more

current reference content until he has an opportunity to put together a user sub-committee to help give suggestions to improve the City's website.

7. A motion to reserve \$300,000 of excess sales tax for replacement of private lead service water lines and to have staff determine best practices in covering the cost of the work.
8. A motion to refer to staff the request by Ald. Moore to review the remaining budgeted dollars in the election accounts and bring back a recommendation on offering incentives to attract more poll workers for the upcoming elections.
9. To receive and place on file the request by Ald. Wiezbiskie on behalf of J. Grzeca, to consider a wheel tax to replace the tax on property for road repairs.
10. To approve the 2015 year-end report of the Finance Director that resulted in revenues exceeding expenditures by \$2,352,320 and to approve the department carry over requests of \$1,629,800 which includes the addition of a Battalion Chief replacement vehicle for \$85,000, flood insurance coverage for Fire Station # 3 for \$4,000 and \$5,000 for the police explorer program approved in number 3 above.
11. A motion to hold the letter of intent from Broadway Events, LLC for a new outdoor event facility while additional information is being gathered on: 1) the feasibility of bringing a professional baseball team to Green Bay, 2) the feasibility of expanding Joannes Stadium, 3) costs associated with Joannes should the Bullfrogs move to a new location, and 4) the economic impact on the neighborhood if a center were to be built at 100 W. Mason St, which is to be presented at the next finance committee meeting along with closed session language.
12. To receive and place on file the request by Ald. Chris Wery that, should the Colburn Olympic Pool Project come in higher than the original \$4.5 million estimate, up to \$1 million of the excess stadium tax revenue be utilized to fund the overage. (Carried over from January 12, 2016 Finance Committee meeting.)

2016 Contingency Fund
\$60,000

Moved by Ald. DeWane, seconded by Ald. Sladek to adopt the report with the exception of Items #7, #10 and #12. Motion carried.

Moved by Ald. Moore, seconded by Ald. Scannell to adopt Item #7.

Moved by Ald. Nennig, seconded by Ald. Nicholson to refer the first part of Item #7

pertaining to replacement of lead service water lines back to the Finance Committee.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Scannell, Steuer, VanderLeest, Sladek. Noes: Moore, Wery, Zima. Motion carried.

Moved by Ald. VanderLeest, seconded by Ald. Moore to refer the second part of Item #7 back to the Finance Committee. Motion carried.

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt Item #10.

Moved by Ald. DeWane, seconded by Ald. Wery to add an additional \$10,000 to the Task Force Funds (total \$20,000). Motion carried.

Moved by Ald. Moore, seconded by Ald. Zima to add \$200,000 to vacant positions. Motion carried.

Moved by Ald. Moore, seconded by Ald. Scannell to adopt Item #10 as amended. Motion carried.

Moved by Ald. Sladek, seconded by Ald. Galvin to adopt Item #12.

Moved by Ald. Wery, seconded by Ald. Dorff to refer Item #12 back to the Finance Committee. Motion carried.

REPORT OF THE IMPROVEMENT AND SERVICE COMMITTEE April 19, 2016

The Improvement and Service Committee, having met on April 13, 2016 considered all matters on its agenda and wishes to report and recommend the following:

1. To receive and place on file the request by Ald. Zima, on behalf of the residents of Green Bay, that the Public Works Department make a comprehensive study of the storm water sewer system in Green Bay and further that the department provide for council consideration an estimate of the cost of updating our sewer system to resolve the ongoing water problems that continue to plague numerous neighborhoods.
2. To refer to the Law Department for review and bring back to Committee in 30 days the request by Ald. Zima, on behalf of all people who cross the Walnut Street Bridge, that the Department of Public Works provide emergency repairs to the railroad crossing at about 100 West Walnut Street.
3. To approve the request by Ald. Zima that the City add a new street light in the vicinity of 1020 Twelfth Avenue.
4. To receive and place on file the request by Ald. Moore to eliminate any connection fees for Private Lead Pipe Service Line upgrades through 12/31/17.
5. To refer to staff for review the request by Ald. Moore to review our current policy regarding postcard surveys for scheduling street repairs and to take possible action on modifying or eliminating this process.

6. To approve the award of a quote for River Ramp parking meter mechanisms to Duncan Parking Technologies in the amount of \$19,305.98.
7. To approve award of the quote for road grader engine replacement to Packer City International in the amount of \$15,210.
8. To approve the request of the Department of Public Works to approve revisions to Chapter 30, Green Bay Municipal Ordinance, resulting from modifications to the Wisconsin Administrative Code and forward the revisions to Law Department for review and to place in final ordinance form.
9. To approve the request of the Department of Public Works to approve revisions to Chapter 34, Green Bay Municipal Ordinance, resulting from modifications to the Wisconsin Administrative Code and forward the revisions to Law Department for review and to place in final ordinance form.
10. To receive and place on file the 2015 Department of Public Works Annual Report.
11. To approve the report of the Purchasing Manager:
 - A. To approve the purchase of traffic control equipment and poles to the following vendors:
 - TAPCO - \$153,575
 - General Traffic Equipment - \$11,536
 - WisDOT- \$32,128
 - B. To approve the purchase of a truck chassis to Quality Truck Center for \$86,162.
 - C. To approve the purchase of a dump body with snow plow, wing, and hydraulics to Monroe Truck Equipment for \$110,958.
12. To approve the following contracts to the low, responsive bidders:
 - A. To approve to award contract CHERRY STREET RAMP & RIVER RAMP ENCLOSURES to Blue Sky Contractors, LLC, in the amount of \$35,587.00.
 - B. To approve to award contract RESURFACING 1-16

Part A to Fischer-Ulman Construction, Inc, in the amount of \$378,798.00.
Part B to Northeast Asphalt, Inc., in the amount of \$1,219,895.00.

13. To approve the request by YMCA to place an A.D.A. compliant building entrance ramp, and allow the existing steps to remain, within the City's right-of-way at 235 N Jefferson Street contingent upon executing a Hold Harmless Agreement, placing on file with the City applicable insurance, obtain all necessary City approvals, and authorize the Mayor and City Clerk to execute the agreement.

14. To approve and authorized payment of the following easement:

Easement for Traffic Signal Equipment – East Walnut Street between Washington Street and Adams Street

Meyer Theatre Corporation	\$10.00
Parcel Number 12-48-1	

15. To approve the applications for Concrete Sidewalk Builder's Licenses by the following:

- A. Allied Concrete Construction, Inc.
- B. Andersen Basement Repair, Inc.
- C. Frank O. Zeise Construction Co., Inc.
- D. E & I Concrete Construction
- E. Delrar, Inc.
- F. Howard Immel, Inc.
- G. Ken's Concrete LLC
- H. Loch Construction Co., LLC
- I. Tom Phillips Construction, Inc.
- J. J.C. Santy Construction, LLC
- K. Concrete Finishers, LLC
- L. Carter Construction
- M. Ray Jaeger Construction, Inc.
- N. KPC Concrete Contractors, LLC
- O. Blaser Construction, LLC

16. To approve the applications for Tree & Brush Trimmer Licenses by Carl Tree Service and Yesterday's Trees, LLC, and to authorize Department of Public Works to request and review references from Bucksaw Tree Service and approve the license application if the reference reviews are acceptable.

Moved by Ald. Nennig, seconded by Ald. Moore to adopt the report. Motion carried.

REPORT OF THE PERSONNEL COMMITTEE

April 19, 2016

The Personnel Committee, having met on Tuesday, April 12, 2016 considered all matters on its agenda and reports and recommends the following:

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Equipment Operator – Public Works
 - b. Tractor Operator – Public Works
 - c. Truck Driver – Public Works
 - d. Bridgetender – Public Works
 - e. Building Inspector – Community Services Agency
2. To hold until the next meeting, consideration to approve contracting with myInertia, a Green Bay company, to provide on-line tracking of wellness activity points at a cost of \$1.55 per participating employee per month for a projected annual cost of \$12,000 - \$16,000 depending upon employee participation. The cost of this program will be funded out of the City's Health Insurance Budget.
3. To hold until the next meeting, consideration to approve the health insurance premium contributions for general municipal employees participating in the City's health insurance program for calendar years 2017, 2018 and 2019.
4. To approve the 2016 wage agreement between the City of Green Bay and DPW Labor Association with a 2% general salary increase effective with the start of the pay period in which October 1, 2016 occurs.
5. To receive and place on file Report of Routine Personnel Actions for regular employees.

Moved by Ald. Scannell, seconded by Ald. DeWane to adopt the report. Motion carried.

PROTECTION & WELFARE COMMITTEE REPORT

April 19, 2016

The Protection & Welfare Committee, having met on Monday, April 11, 2016, considered all matters on the agenda and wishes to report and recommend the following:

1. To approve the request by the owner of Brewski's on Broadway, 1100 S. Broadway, to hold outdoor events on May 14 and 21. The approval of the request is subject to complaint.
2. To approve the notice of change of agent for Kwik Trip 420 at 1712 E. Mason Street with the approval of the proper authorities.
3. To approve the appeal by Kairan Colt to the denial his Public Vehicle Operator License Application.

4. To approve the appeal by George Boettner to the denial of this Public Vehicle Operator License Application.
5. To direct staff to work with Ald. Moore to create a resolution and bring back regarding his request to lobby local State Leadership on the following items:
 - * Realtors must disclose Lead Pipe Service Lines as adverse material facts when known.
 - * Add Lead Pipe disclosure form similar to Lead Paint Disclosure.
 - * Change Landlord Tenant Law, that a Landlord must disclose Lead Pipe Service lines in rental properties prior to agreeing to a lease with a tenant.
6. To hold the proposed Ordinance establishing a comprehensive program for the removal and replacement of lead pipe water service lines in use within the Green Bay Water Utility System until it is ready for action.
7. To approve the proposed Ordinance amending Section 27.622 of the Green Bay Municipal Code to coincide with Wisconsin Assembly Bill 497, relating to sexual offender residency requirements.
8. To receive and place on file the request by Ald. Wiezbiskie, on behalf of a constituent, to adopt a resolution supporting and recommending a seven day custody period for abandoned or stray animals. (Referred back from Council).

Moved by Ald. Scannell, seconded by Ald. Galvin to adopt the report. Motion carried.

RECEIVE & PLACE ON FILE

Building Permit Report for March, 2016.

Municipal Court Report for March, 2016.

2015 Department of Public Works Annual Report.

Moved by Ald. Nennig, seconded by Ald. Moore to receive the reports and place them on file. Motion carried.

RESOLUTIONS

Moved by Ald. DeWane, seconded by Ald. Scannell to suspend the rules for the purpose of adopting all of the resolutions with one roll call vote. Motion carried.

April 19, 2016

April 19, 2016

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

That, as per the recommendation of the Finance Committee at its meeting of April 12, 2016, the following 2015 real estate taxes are to be adjusted due to an appeal to the state and a Notice of Determination from the State Board of Assessors rendered on March 30, 2016:

1. The original 2015 Real Estate Assessment by the State Board of Assessors for Green Bay Packaging Inc., Parcel Number 20-650, was \$2,690,500. The revised 2015 Real Estate Assessment by the State Board of Assessors is \$1,833,300. Adjust tax bill to reflect the value of the parcel by the State Board of Assessors. Partial taxes (1st Payment) have been paid (1/2 of Total Taxes of \$59,895.90 or \$29,947.95). Adjust 2nd payment to reflect revised tax bill.
2. The original 2015 Real Estate Assessment by the State Board of Assessors for Enzymatic Therapy LLC, Parcel Number 21-143-4, was \$7,495,000. The revised 2015 Real Estate Assessment by the State Board of Assessors is \$6,311,100. Adjust tax bill to reflect the value of the parcel by the State Board of Assessors. Partial taxes (1st Payment) have been paid (1/2 of Total Taxes of \$166,971.10 or \$83,485.55). Adjust 2nd payment to reflect revised tax bill.
3. The original 2015 Real Estate Assessment by the State Board of Assessors for 2970 Walker Wisconsin Land Trust, Parcel Number 21-164-4, was \$2,521,400. The revised 2015 Real Estate Assessment by the State Board of Assessors is \$2,136,300. Adjust tax bill to reflect the value of the parcel by the State Board of Assessors. Partial taxes (1st Payment) have been paid (1/2 of Total Taxes of \$56,127.20 or \$28,063.60). Adjust 2nd payment to reflect revised tax bill.
4. The original 2015 Real Estate Assessment by the State Board of Assessors for 2970 Walker Drive Wisconsin Land Trust II, Parcel Number 21-161-4-1, was \$4,179,700. The revised 2015 Real Estate Assessment by the State Board of Assessors is \$3,875,000. Adjust tax bill to reflect the value of the parcel by the State Board of Assessors. Partial taxes (1st Payment) have been paid (1/2 of Total Taxes of \$93,084.90 or \$46,542.45). Adjust 2nd payment to reflect revised tax bill.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

**RESOLUTION REGARDING ACTION TO HIRE VIERBICHER TO
COMPLETE THE STADIUM ENTERTAINMENT DISTRICT MASTER PLAN
(PP 15-09)**

April 19, 2016

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, a request by the Green Bay Plan Commission has been filed with the Common Council to hire Vierbicher to complete the Stadium Entertainment District Master Plan.

NOW, THEREFORE, BE IT RESOLVED that it appears to be in the public interest to hire Vierbicher to Complete the Stadium Entertainment District Master Plan.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

Kris A. Teske
Clerk

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

**RESOLUTION APPROVING
HOLD HARMLESS AGREEMENT
YMCA AT 235 N JEFFERSON STREET
April 19, 2016**

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY, RESOLVED:

To approve the request by YMCA to place an A.D.A. compliant building entrance ramp, and allow the existing steps to remain, within the City's right-of-way at 235 N

Jefferson Street contingent upon executing a Hold Harmless Agreement, placing on file with the City applicable insurance, obtain all necessary City approvals, and authorize the Mayor and City Clerk to execute the agreement.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

**RESOLUTION REGARDING VACATION OF AN UNIMPROVED
ROADWAY, CAMEL COURT
(SV 16-01)**

April 19, 2016

BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

WHEREAS, a request has been filed with the Common Council requesting vacation of an unimproved roadway, Camel Court, as depicted on the attached map; and

WHEREAS, the public interest may require that the aforesaid streets be abandoned, vacated, and discontinued; and

WHEREAS, the Plan Commission of the City of Green Bay has given approval to such abandonment, vacation, and discontinuance subject to the following conditions:

1. Vacated Camel Court shall be re-dedicated to the City of Green Bay for right-of-way through the platting process under application CP 16-03.

NOW, THEREFORE, BE IT RESOLVED that it appears to be in the public interest that the unimproved roadway, Camel Court, be abandoned, vacated, and discontinued by the City of Green Bay subject to the above-referenced conditions, and that a hearing be held on the abandonment, vacation, and discontinuance of the same on June 21, at 7:00 P.M. in the Council Chambers, City Hall, 100 North Jefferson Street, Green Bay, Wisconsin.

BE IT FURTHER RESOLVED that a notice of such hearing be served on the owners of the frontage of the lots and lands abutting on the portion of the street sought to be abandoned, vacated, and discontinued at least 30 days before such hearing, and that notice of such hearing be published in the official newspaper of the City of Green Bay once a week for three successive weeks before the date of hearing.

BE IT FURTHER RESOLVED that the City Attorney, upon adoption of this resolution, cause a lis pendens to be prepared and filed with the Register of Deeds for Brown County, Wisconsin, pursuant to §840.11, Wis. Stats.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

Kris A. Teske
Clerk

DESCRIPTION OF STREET VACATION AT CAMEL COURT
(SV 16-01)

All of Camel Court, being located in part of Lot 17 in the Southwest 1/4 of Section 30, T24N-R20E, City of Green Bay, Brown County, Wisconsin, as plotted on the plat of "The Dunes" Volume 17, Plats, Page 43, Document No. 894485, Brown County Records.

Subject to the following conditions:

1. Vacated Camel Court shall be re-dedicated to the City of Green Bay for right-of-way through the platting process under application CP 16-03.

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

**FINAL RESOLUTION AUTHORIZING
ASPHALT PAVEMENT IMPROVEMENTS
AND LEVYING SPECIAL ASSESSMENTS
AGAINST PROPERTY
APRIL 19, 2016**

WHEREAS, the Improvement & Service Committee of the City of Green Bay, Wisconsin, held a public hearing at the City Hall at 6:30 pm on the 13th day of April, 2016 for the purpose of hearing all interested persons concerning the preliminary resolution and Report of the Director of Public Works on the proposed improvement and has heard all persons desiring audience at such hearings on the following streets or portions of streets:

HUMBOLDT ROAD – 1325' east of Cornelius Drive to 250' east of Spartan Road

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

1. That the Report of the Director of Public Works pertaining to the construction of the above described improvement, including plans and specifications therefore as modified, having been reviewed and discussed by members of the Improvement & Service Committee, is hereby adopted and approved.
2. That the Improvement & Service Committee is directed to advertise for bids and to carry out the work of such improvement in accordance with the Report of the Director of Public Works as approved and authorized by the appropriate Committee.
3. That the payment for improvements be made by assessing the cost to the property as indicated in said Report of the Director of Public Works.
4. That the assessments shown on and confirmed by the Report of the Director of Public Works as modified are true and correct, and found to be in the public interest are hereby confirmed.
5. That those special assessments not paid in cash shall be payable to the City of Green Bay in five (5) annual installments with interest thereon at the rate of four percent (4.00%) per annum.
6. That the City Clerk shall be directed to publish this resolution in the official

newspaper of the City of Green Bay.

7. That the City Clerk shall be further directed to mail a copy of this resolution to every property owner whose name appears on the assessment roll, whose post office address is known, or can with reasonable diligence be ascertained.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

**FINAL RESOLUTION AUTHORIZING
ASPHALT RESURFACING IMPROVEMENTS AND
LEVYING SPECIAL ASSESSMENTS AGAINST PROPERTY
April 19, 2016**

WHEREAS, the Improvement & Service Committee of the City of Green Bay, Wisconsin, held a public hearing at the City Hall at 6:30 p.m. on the 13th day of April 2016 for the purpose of hearing all interested persons concerning the preliminary resolution and Report of the Director of Public Works on the proposed improvement and has heard all persons desiring audience at such hearings on the following streets or portion of streets:

**CAROLINE STREET - Oak Street to Buchanan Street
DELORES STREET - Biemeret Street to Liberty Street
ELM STREET - Baird Street to Elizabeth Street
GEORGE STREET - Chicago Street to Kimball Street
JAMES STREET - Broadway to Ashland Avenue
LOUISE STREET - George Street to east end
NORWOOD AVENUE - Eighth Street to Victory Boulevard**

**ROCKDALE STREET - Briquet Street to St. Agnes Drive
SCHWARTZ STREET - E. Mason Street to Edison Street
SORRENTO DRIVE - Trojan Drive to San Lorenz Drive
SUSSEX ROAD - Scottwood Drive to Champeau Road**

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF GREEN BAY:

1. That the Report of the Director of Public Works pertaining to the construction of the above described improvement, including plans and specifications therefore as modified, having been reviewed and discussed by members of the Improvement and Service Committee, is hereby adopted and approved.
2. That the Improvement & Service Committee is directed to advertise for bids and to carry out the work of such improvements in accordance with the Report of the Director of Public Works as approved and authorized by the appropriate Committee.
3. That the payment for improvements be made by assessing the cost to the property as indicated in said Report of the Director of Public Works.
4. That the assessments shown on and confirmed by the Report of the Director of Public Works as modified are true and correct, and found to be in the public interest are hereby confirmed.
5. That those special assessments not paid in cash shall be payable to the City of Green Bay in five (5) annual installments with interest thereon at the rate of four percent (4.00%) per annum.
6. That the City Clerk shall be directed to publish this resolution in the official newspaper of the City of Green Bay.
7. That the City Clerk shall be further directed to mail a copy of this resolution to every property owner whose name appears on the assessment roll, whose post office address is known, or can with reasonable diligence be ascertained.

Adopted April 19, 2016

Approved April 20, 2016

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
City Clerk

Moved by Ald. DeWane, seconded by Ald. Steuer to adopt the resolution.

Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

ORDINANCES – THIRD READING

Moved by Ald. Moore, seconded by Ald. Scannell to suspend the rules for the purpose of adopting the ordinances with one roll call vote. Motion carried.

GENERAL ORDINANCE NO. 4-16

AN ORDINANCE AMENDING SECTION 29.208, GREEN BAY MUNICIPAL CODE, RELATING TO PARKING REGULATIONS

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following NO PARKING zones:

EAST SHORE DRIVE, north side, from a point 225 feet west of Utah Avenue to Utah Avenue

EAST SHORE DRIVE, both sides, from a point 40 feet west of Danz Avenue to Danz Avenue

SECTION 2. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following NO PARKING zones:

EAST SHORE DRIVE, both sides, from a point 385 feet east of East Shore Circle to Nicolet Drive

SECTION 3. Section 29.208, Green Bay Municipal Code, is hereby amended by removing therefrom the following TWO-HOUR PARKING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

RIDGE ROAD, east side, from a point 60 feet south of Shirley Street to a point 680 feet south of Shirley Street

RIDGE ROAD, west side, from a point 114 south of Shirley Street to a point 680 feet south of Shirley Street

SECTION 4. Section 29.208, Green Bay Municipal Code, is hereby amended by adding thereto the following TWO-HOUR PARKING 7:00 AM – 4:00 PM SCHOOL DAYS zone:

RIDGE ROAD, east side, from a point 60 south of Shirley Street to Hickory Hill Drive

RIDGE ROAD, west side, from a point 114 south of Shirley Street to Hickory Hill Drive

SECTION 5. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 6. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 19th day of April, 2016.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
Clerk

Moved by Ald. Moore, seconded by Ald. Scannell to adopt the ordinance.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

GENERAL ORDINANCE NO. 5-16

**AN ORDINANCE
AMENDING SECTION 29.307,
GREEN BAY MUNICIPAL CODE,
RELATING TO TRAFFIC REGULATIONS**

THE COMMON COUNCIL OF THE CITY OF GREEN BAY DOES ORDAIN AS FOLLOWS:

SECTION 1. Section 29.307, Green Bay Municipal Code, is hereby amended by adding thereto the following 1-WAY STOP condition:

SAVAGE STREET at DEER TRAIL

SECTION 2. All ordinances, or parts of ordinances, in conflict herewith are hereby repealed.

SECTION 3. This ordinance shall take effect on and after its passage and publication.

Dated at Green Bay, Wisconsin this 19th day of April, 2016.

APPROVED:

James J. Schmitt
Mayor

ATTEST:

Kris A. Teske
Clerk

Moved by Ald. Moore, seconded by Ald. Scannell to adopt the ordinance.
Roll call: Ayes: Dorff, DeWane, Nicholson, Galvin, Nennig, Moore, Scannell, Wery, Zima, Steuer, VanderLeest, Sladek. Noes: None. Motion carried.

Moved by Ald. Galvin, seconded by Ald. VanderLeest to adjourn at 9:34 P.M. Motion carried.

Kris A. Teske
Green Bay City Clerk